1 2 3 4	MELINDA HAAG (CABN 132612) United States Attorney  MIRANDA KANE (CABN 150630) Chief, Criminal Division  THOMAS E. STEVENS (CABN 168362) Assistant United States Attorney				
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9	Attorneys for Plaintiff				
10	UNITED STATES DISTRICT COURT				
11	NORTHERN DISTRICT OF CALIFORNIA				
12 13	SAN FRANCISCO DIVISION				
	UNITED STATES OF AMERICA, )	No. CR 11-00393 TEH			
15	Plaintiff,				
16	v. )	STIPULATION AND [PROPOSED] ORDER RE: RESTITUTION			
18	JAMES STANLEY WARD, EDWARD GEORGE LOCKER, RICHARD FERGUSON TIPTON, and	PROCEEDINGS			
19	DAVID CHING HSIU LIN,				
20	Defendants.				
21	<u></u> }				
22					
25 26 27	The United States of America, through the United States Attorney for the Northern District of California, defendant James S. Ward ("Ward"), through his counsel Geoffrey Hansen, defendant Edward G. Locker ("Locker"), through his counsel Anthony Brass, defendant Richard F. Tipton ("Tipton"), through his counsel Lidia Stiglich, and defendant David C.H. Lin ("Lin"), through his counsel Charles Smith, hereby stipulate and agree as follows:				
	STIPULATION RE: RESTITUTION PROCEEDINGS CR 11-00393 TEH				

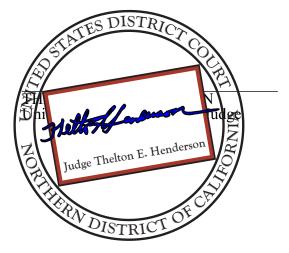
1	1.	WHEREAS, this Court sentenced defendant Ward on August 20, 2012;	
2	2.	2. WHEREAS, this Court set September 10, 2012, as the sentencing date for	
3	defendants Locker, Tipton, and Lin;		
4	3.	WHEREAS, the United States has requested, pursuant to 18 U.S.C. § 3664(d)(5),	
5	that the Court determine restitution in a separate proceeding;		
6	4.	NOW, THEREFOR, the parties respectfully request that the Court set the	
7	following restitution schedule, in the event that they are unable to stipulate to restitution:		
8		A. October 15, 2012	2: government's brief, and any accompanying
9	declaration(s), must be filed on or before this date.		
10		B. October 22, 2012	2: if any defendant desires to file a responsive brief and/or
11	declaration(s), such materials must be filed on or before this date.		
12		C. October 29, 2012	2: the Court will hold a restitution hearing at 10:00 a.m. in
13	Courtroom 2, 17 <sup>th</sup> Floor.		
14			
15	DATED:	August 23, 2012	ANTHONY BRASS
16			Counsel for Defendant Locker
17			
18	DATED:	August 23, 2012	/s LIDIA STIGLICH
19			Counsel for Defendant Tipton
20			
21	DATED:	August 23, 2012	GEOFFREY HANSEN
22			Counsel for Defendant Ward
23			
24	DATED:	August 23, 2012	CHARLES SMITH
25			Counsel for Defendant Lin
26			
27	DATED:	August 23, 2012	THOMAS E. STEVENS
28			Assistant U.S. Attorney
	STIPULATION RE: RESTITUTION PROCEEDINGS		
	CR 11-00393 TEH 2		

## [PROPOSED] ORDER

Based upon the Stipulation by the parties and for good cause shown, IT IS HEREBY ORDERED that, in the absence of a stipulation among all parties regarding restitution, the matter of restitution shall be resolved in accordance with the following schedule:

- A. October 15, 2012: government's brief, and any accompanying declaration(s), must be filed on or before this date.
- B. October 22, 2012: if any defendant desires to file responsive brief and/or declaration(s), such materials must be filed on or before this date.
- C. October 29, 2012: the Court will hold a restitution hearing at 10:00 a.m. in Courtroom 2, 17<sup>th</sup> Floor.

DATED: August <u>23</u>, 2012



STIPULATION RE: RESTITUTION PROCEEDINGS CR 11-00393 TEH 3